

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

NICHOLAS FRANZE & GEORGE  
SCHRUFER, JR., INDIVIDUALLY and ON  
BEHALF OF ALL OTHERS SIMILARLY  
SITUATED,

Plaintiffs,

v.

BIMBO FOODS BAKERIES  
DISTRIBUTION, LLC and BIMBO  
BAKERIES USA,

Defendants.

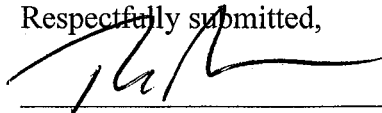
**NOTICE OF APPEAL**

Case No. 7:17-cv-03556-NSR-JCM

Notice is hereby given that Plaintiffs Nicholas Franze and George Schrufer, Jr., individually, and on behalf of all others similarly situated ("Plaintiffs") hereby appeal to the United States Court of Appeals for the Second Circuit from the Opinion and Order entered July 10, 2019, granting Defendants' Motion for Summary Judgment (the "Order"). This appeal is taken from each and every part of the Order.

Dated: Chestnut Ridge, New York  
July 23, 2019

Respectfully submitted,



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